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FAX TRANSMITTAL

DATE: February 4, 2010

TO: USPTO Central Fax

FAX PHONE NO: 571-273-8300

FROM: Stephen J. Joncus

RE: METHOD AND APPARATUS FOR EMBEDDING ADVERTISEMENTS IN AUDIO FILES FOR INTERNET AND NETWORK DISTRIBUTION

OUR FILE: 8247-82809-01

YOUR FILE: Appeal No. 2009-010968; Application No. 09/765,985

NO. OF PAGES: 3 (including this cover page)

PLEASE ACKNOWLEDGE RECEIPT BY RETURN FACSIMILE? Yes No

CONFIRMATION TO FOLLOW? Yes No

CONTACT INFO: If you do not receive all pages or if you have problems receiving transmittal, please call us at (503) 595-5300 as soon as possible and ask for Molly Boyd.

MESSAGE: Attached are a Notice of Hearing Confirmation and a copy of the Power of Attorney submitted via EFS on February 4, 2010.

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